



STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

4601 N Monroe Street • Spokane, Washington 99205-1295 • (509)329-3400

September 28, 2011

Mr. Albert Tripp  
City of Airway Heights  
1268 South Lundstrom Street  
Airway Heights, Washington 99001

Re: Ground Water Permit No. G3-29249

Dear Mr. Tripp:

In response to your request, you are hereby granted an extension to put the water to full beneficial use for the reason(s) below:

The City of Airway Heights, the permittee, and Ecology entered into Agreed Order Docket No. 8703 to settle disputed matters between them. The Agreed Order in essence requires the City of Airway Heights to incrementally reduce pumping of the Parkwest Well (a primary source for this permit) each year until July 1, 2013 when pumping will cease. During this reduction in use period, The City of Airway Heights will develop a new well to replace the Parkwest Well. The city has requested to extend the development schedule 10 years in order to comply with the agreed order and to put water to full use under this permit.

In review of your request for extension, it appears you have made significant progress in putting the water to beneficial use. You continue to pursue the project in good faith and with due diligence. We will grant you an additional ten years to put your water to full beneficial use, since this appears to be a reasonable period for completing this project. If an extension is required beyond what is authorized, the project will be reevaluated at that time for compliance with due diligence.

The new deadline to submit your *Proof of Appropriation of Water* is **October 1, 2021**.

This extension shall be subject to all the requirements and provisions detailed in the Agreed Order Docket No. 8703, dated September 8, 2011.

#### **YOUR RIGHT TO APPEAL**

You have a right to appeal this action to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this document. The appeal process is governed by Chapter 43.21B RCW and Chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal, you must do the following within 30 days of the date of receipt of this document:

- File your appeal and a copy of this document with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this document on Ecology in paper form - by mail or in person. (See addresses below.) Email is not accepted.





You must also comply with other applicable requirements in Chapter 43.21B RCW and Chapter 371-08 WAC.

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey, WA 98503	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia, WA 98504-7608
Pollution Control Hearings Board 1111 Israel Road SW Suite 301 Tumwater , WA 98501	Pollution Control Hearings Board PO Box 40903 Olympia, WA 98504-0903

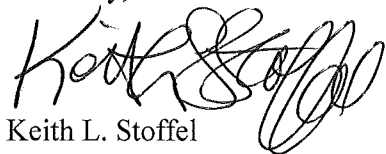
Please also send a copy of your appeal to:

Mr. Keith L. Stoffel  
Department of Ecology  
Eastern Regional Office  
4601 North Monroe Street  
Spokane, WA 99205-1295

*For additional information visit the Environmental Hearings Office Website:  
<http://www.eho.wa.gov> . To find laws and agency rules visit the Washington State Legislature  
Website: <http://www1.leg.wa.gov/CodeReviser> .*

If you have any questions, please contact Dan Tolleson at 509-329-3526.

Sincerely,



Keith L. Stoffel  
Section Manager  
Water Resources Program  
Eastern Regional Office

KLS/DT:md

W: Extensions/letters/Tolleson/City of Airway Heights G3-29249 9-28-2011.doc

Enclosures: *Proof of Appropriation of Water*  
*Your Right to Be Heard*

cc: *Nathan Smith, Witherspoon Kelley, 422 W. Riverside, Ste 100, Spokane, WA 99201*

